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Atty. Docket No. LEC01 P427

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Joel C. Mitchell, et al.  
Serial No. : 10/780,940  
Filing Date : February 18, 2004  
For : **ANALYZER WITH VARIABLE VOLUME BALLAST CHAMBER  
AND METHOD OF ANALYSIS**  
Confirmation No. : 2291

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Dear Sir:

SUPPLEMENTAL INFORMATION DISCLOSURE  
STATEMENT UNDER 37 CFR §1.97(b)

Pursuant to 37 CFR §§1.56 and 1.97(b), Applicants bring to the attention of the Examiner the documents listed on the attached Form PTO-1449. This Information Disclosure Statement is being filed more than three months after the filing date of the above-referenced application but, to the undersigned's knowledge, before the mailing date of a first Office Action on the merits for the above-referenced application.

As the Office has waived the requirement under 37 CFR §1.98(a)(2)(i) for submitting a copy of each cited U.S. patent and each U.S. patent application publication, copies of the listed U.S. patents are not included with the submission of attached Form PTO 1449. Applicants respectfully request that the Examiner consider the listed documents and evidence that consideration by making appropriate notations on the attached form.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If it should be determined that any of the listed documents do not

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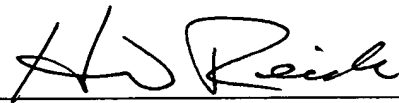
constitute "prior art" under United States law, Applicants reserve the right to present to the Office the relevant facts and law regarding the appropriate status of such documents.

Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 16-2463.

Respectfully submitted,  
JOEL C. MITCHELL ET AL.  
By: Price, Heneveld, Cooper,  
DeWitt & Litton, LLP

June 25, 2004  
Date

  
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FORM PTO-1449  
(Rev. 2-32)U.S. DEPARTMENT OF COMMERCE  
PATENT AND TRADEMARK OFFICEATTY. DOCKET NO.  
LEC01 P427SERIAL NO.  
10/780,940INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT  
(Use several sheets if necessary)APPLICANTS  
Joel C. Mitchell et al.FILING DATE  
February 18, 2004GROUP  
1743

## U.S. PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	6 2 0 7 4 6 0	03/2001	Kishkovich et al.			
	6 6 2 3 6 9 9	09/2003	Pack et al.			
	4 5 7 3 9 1 0	03/1986	Bredeweg			

## FOREIGN PATENT DOCUMENTS

	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
						YES	NO

## OTHER DOCUMENTS (including Author, Title, Date, Pertinent Pages, Etc.)


EXAMINER

DATE CONSIDERED

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

(Form PTO-1449 [6-4])